

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

IN RE: METOPROLOL SUCCINATE
END-PAYOR ANTITRUST LITIGATION

)
)
) Civil Action No. 06-71 GMS
)
)
)

THIS DOCUMENT RELATES TO:

ALL ACTIONS

STIPULATION AND ORDER FOR BRIEF SCHEDULE

Defendants having filed Defendants' Motion To Dismiss The Consolidated Class Action Complaint, Or If That Motion Is Denied, To Stay This Action, along with an opening brief in support thereof, on June 27, 2006 (D.I. 25), and

The parties being in agreement that the issues presented in the aforesaid motion require more extensive briefing than the intervals in D.Del. LR 7.1.2(a) would allow,

IT IS HEREBY STIPULATED AND AGREED that the remaining briefs on the aforesaid motion will be filed in accordance with the following schedule:

Plaintiffs' Answering Brief -- August 25, 2006

Defendants' Reply Brief -- October 9, 2006

PRICKETT, JONES & ELLIOTT, P.A.

MORRIS, NICHOLS, ARSHT & TUNNELL
LLP

/s/ Gary F. Traynor

Gary F. Traynor (DE Bar I.D. No. 2131)
J. Clayton Athey (DE Bar I.D. No. 4378)
1310 King Street
P.O. Box 1328
Wilmington, DE 19889-1328
(302) 888-6500
Attorneys for Plaintiffs

/s/ Karen Jacobs Loudon

Jack B. Blumenfeld (DE Bar I.D. No. 1014)
Karen Jacobs Loudon (DE Bar I.D. No.
2881)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
Attorneys for Defendants

SO ORDERED this _____ day of _____, 2006.

United States District Judge

PRICKETT, JONES & ELLIOTT

A PROFESSIONAL ASSOCIATION

1310 KING STREET, BOX 1328

WILMINGTON, DELAWARE 19899

TEL: (302) 888-6500

FAX: (302) 658-8111

<http://www.prickett.com>

Writer's Direct Dial:

(302)888-6526

Writer's Telecopy Number::

(302)888-6333

Writer's E-Mail Address:

GFTTraynor@prickett.com

Dover Office:

11 NORTH STATE STREET
DOVER, DELAWARE 19901

TEL: (302) 674-3841

FAX: (302) 674-5864

July 5, 2006

Via eFiling

The Hon. Gregory M. Sleet
United States District Court for
the District of Delaware
844 King Street
Lock Box 19
Wilmington, DE 19801

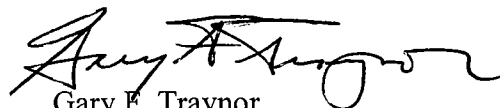
Re: In re: Metoprolol Succinate End-Payor Antitrust Litigation
C. A. No. 06-71 (GMS)

Dear Judge Sleet:

As Your Honor may recall, pursuant to Pretrial Order No. 1 Regarding Consolidation of End-payor Actions entered April 5, 2006 (D.I. 13), my firm is co-liaison counsel for the end-payor plaintiffs. I write regarding the briefing schedule on defendants' Motion to Dismiss filed on June 27, 2006 (D.I. 24).

The parties have agreed to the attached schedule for briefing on defendants' motion. This stipulated briefing schedule is identical to the stipulated briefing schedule transmitted to Your Honor on June 30, 2006 by Jeffrey S. Goddess, Esquire in the related direct-purchaser litigation (C.A. No. 06-52-GMS). If Your Honor deems it appropriate, the parties respectfully request that the Court enter the proposed briefing schedule.

Respectfully yours,



Gary F. Traynor
Bar I.D. No. 2131

GFT:ljc

Enclosure

cc: Karen Jacobs Loudon, Esquire (via eFile)